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MAR 17, 2020	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY _____

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CODY PATTERSON,

Defendant.

2:17-CR-398-APG-EJY

**Preliminary Order of Forfeiture**

This Court finds Cody Patterson pled guilty to Count Two of a Two-Count Criminal Indictment charging him with receipt and distribution of child pornography in violation of 18 U.S.C. § 2252A(a)(2). Criminal Indictment, ECF No. 1; Change of Plea, ECF No. \_\_; Plea Agreement, ECF No. \_\_.

This Court finds Cody Patterson agreed to the forfeiture of the property set forth in the Plea Agreement, the Bill of Particulars, and the Forfeiture Allegation of the Criminal Indictment. Criminal Indictment, ECF No. 1; Bill of Particulars, ECF No. 18; Change of Plea, ECF No. \_\_; Plea Agreement, ECF No. \_\_.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement, the Bill of Particulars, and the Forfeiture Allegation of the Criminal Indictment and the offense to which Cody Patterson pled guilty.

The following property is (1) any visual depiction described in 18 U.S.C. § 2252A, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of 18 U.S.C. § 2252A(a)(2) and (2) any property, real or personal, used or intended to be

1 used to commit or to promote the commission of 18 U.S.C. § 2252A(a)(2) or any property  
2 traceable to such property, and is subject to forfeiture pursuant to 18 U.S.C. § 2253(a)(1)  
3 and 2253(a)(3):

- 4 1. One (1) Western Digital My Passport Ultra external hard drive, serial no.  
5 WX81AB574RP5;
- 6 2. One (1) Western Digital WD400 40GB HDD, serial no. WCAATF674367;
- 7 3. One (1) black Asus RLINK/RT5390 laptop, serial no. X502CA-BLC0901D;
- 8 4. One (1) Hewlett Packard Pavilion dv7 laptop, serial no. F5129VARA#ABA;
- 9 5. One (1) black Apple iPhone 4, Model A1349, FCC ID: BCG-E2422B, serial no.  
10 C8QH5CNZDP0V;
- 11 6. One (1) black Apple iPad, Model A1489, serial no. DLXNPQDRFCM6;
- 12 7. One (1) silver Apple iPad Air, Model A1432, serial no. F9HNFCNKF196 with  
13 cables;
- 14 8. One (1) red Verizon cell phone LG-VN271PP, serial no. 203CYWC0333385; and
- 15 9. One (1) black Apple iPod 120 GB, serial no. unknown with cables  
16 (all of which constitutes property).

17 This Court finds that the United States of America may amend this order at any time  
18 to add subsequently located property or substitute property to the forfeiture order pursuant  
19 to Fed. R. Crim. P. 32.2(b)(2)(C) and 32.2(e).

20 This Court finds the United States of America is now entitled to, and should, reduce  
21 the aforementioned property to the possession of the United States of America.

22 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND  
23 DECREED that the United States of America should seize the aforementioned property.

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory  
25 rights, ownership rights, and all rights, titles, and interests of Cody Patterson in the  
26 aforementioned property are forfeited and are vested in the United States of America and  
27 shall be safely held by the United States of America until further order of the Court.

28 / / /

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States  
2 of America shall publish for at least thirty (30) consecutive days on the official internet  
3 government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall  
4 describe the forfeited property, state the time under the applicable statute when a petition  
5 contesting the forfeiture must be filed, and state the name and contact information for the  
6 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)  
7 and 21 U.S.C. § 853(n)(2).

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual  
9 or entity who claims an interest in the aforementioned property must file a petition for a  
10 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which  
11 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §  
12 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's  
13 right, title, or interest in the forfeited property and any additional facts supporting the  
14 petitioner's petition and the relief sought.

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,  
16 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,  
17 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was  
18 not sent, no later than sixty (60) days after the first day of the publication on the official  
19 internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov).

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the  
21 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States  
22 Attorney's Office at the following address at the time of filing:


23 Daniel D. Hollingsworth  
24 Assistant United States Attorney  
25 James A. Blum  
26 Assistant United States Attorney  
27 501 Las Vegas Boulevard South, Suite 1100  
28 Las Vegas, Nevada 89101.

27 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice  
28 described herein need not be published in the event a Declaration of Forfeiture is issued by

1 the appropriate agency following publication of notice of seizure and intent to  
2 administratively forfeit the above-described property.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send  
4 copies of this Order to all counsel of record.

5 DATED March 17, 2020.

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9 HONORABLE ANDREW P. GORDON  
10 UNITED STATES DISTRICT JUDGE  
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**CERTIFICATE OF SERVICE**

A copy of the foregoing was served upon counsel of record via Electronic Filing on  
March 16, 2020.

/s/ Heidi L. Skillin  
HEIDI L. SKILLIN  
FSA Contractor Paralegal